

**BEFORE THE PUBLIC SERVICE COMMISSION**  
**OF THE STATE OF DELAWARE**

IN THE MATTER OF DELMARVA POWER                    )  
& LIGHT COMPANY’S    )  
COMPLIANCE FILING FOR COMMUNITY                    )       PSC DOCKET NO. 22-0379  
SOLAR (FILED MAY 11, 2022,                                    )  
REVISED OCTOBER 14, 2022)                                    )

**ORDER NO. 10126**

**AND NOW**, this 2<sup>nd</sup> day of November 2022, the Delaware Public Service Commission (“Commission”) determines and orders the following:

**WHEREAS**, on May 11, 2022, pursuant to 26 *Del. Admin. C.* § 3001-16.10.2.1<sup>1</sup> and § 3001-16.15.3.2<sup>2</sup>, Delmarva Power & Light Company (“Delmarva”) filed a Report to the Public Service Commission that “provides [billing-related] costs incurred by Delmarva and a calculation of the associated charges to Community Energy Facilities” along with proposed riders related to the Community Energy Facilities (“CEF”) rules (collectively referred to as the “Proposed CEF Tariffs”); and

**WHEREAS**, the Proposed CEF Tariffs filing included certain attachments: (i) estimated costs Delmarva has incurred or expects to incur pursuant to § 3001-16.10.2.1; (ii) proposed format for Allocation Report, pursuant to § 3001-16.15.3.2; (iii) proposed modifications to Service Classification CEF; (iv) proposed new Rider Community Energy Facility Operator (“CEF-O”); (v) proposed new Rider Community Energy Facility Administrative Charge (“CEF-

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<sup>1</sup> 26 *Del. Admin. C.* § 3001-16.10.2.1, states, “Within 30 days of the effective date of these Regulations, Delmarva shall present a report to the Commission that provides such costs incurred by Delmarva and a calculation of the associated charges to Community Energy Facilities. The costs and recovery thereof shall be set forth through a rider on Community Energy Facilities.”

<sup>2</sup> *Id.* at. § 3001-16.15.3.2 states, “Within 30 days of the effective date of these Regulations, Delmarva shall present a proposed form of the monthly report to the Commission for its review and approval.”

AC”) pursuant to § 3001-16.10.2; and (vi) proposed new Rider Community Energy Facility Subscriber (“CEF-S”); and

**WHEREAS**, based on ongoing discussions with various stakeholders regarding the Proposed CEF Tariffs, Delmarva filed a letter on June 1, 2022 requesting that the Commission defer its consideration and implementation of the Proposed CEF Tariffs until such time as Delmarva may refile its request; and

**WHEREAS**, as a result of discussions with Commission Staff and the Division of the Public Advocate (“DPA”), as well as informal feedback from external stakeholders, Delmarva revised the Proposed CEF Tariffs and refiled the Proposed Revised CEF Tariffs (“Revised Proposed CEF Tariffs”) on October 14, 2022; and

**NOW, THEREFORE, IT IS HEREBY ORDERED BY THE AFFIRMATIVE VOTE OF NOT FEWER THAN THREE COMMISSIONERS:**

1. Interested persons or entities may file petitions for intervention, written comments, or objections, *on or before December 9, 2022* using the Commission’s file management system, Delafile (<https://delafile.delaware.gov>), by searching for Docket No. 22-0379.

2. If material written comments or objections are filed, or if Staff recommends changes to the Revised Proposed CEF Tariffs temporarily approved by this Order, the Commission will determine, by further Order, the course of any further proceeding. If material written comments or objections are not filed and Staff recommends final approval of the rates and the Revised Proposed CEF Tariffs, then the Commission may enter a final order at a duly-noticed public hearing.

3. Delmarva is hereby put on notice that it will be charged the costs incurred by the

Commission Staff and the Division of the Public Advocate in connection with this proceeding under the provisions of 26 *Del. C.* § 114(b)(1).

4. Delmarva shall publish the form of notice attached as Exhibit “A” in the following newspapers, on or before November 11, 2022, in two-column format outlined in black: The News Journal; Delaware State News; and Cape Gazette. Delmarva shall cause the affidavits of publication of the above notices to be filed in this docket within two (2) weeks of becoming available.

5. That the Commission reserves the jurisdiction and authority to enter such further Orders in this matter as may be deemed necessary or proper.

**BY ORDER OF THE COMMISSION:**

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Dallas Winslow, Chairman

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Joann Conaway, Commissioner

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Harold Gray, Commissioner

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Manubhai “Mike” Karia, Commissioner

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Kim F. Drexler, Commissioner

**ATTEST:**

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Donna Nickerson, Secretary

## **EXHIBIT “A”**

### **BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF DELAWARE**

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### **PUBLIC NOTICE OF PROPOSED REVISED COMMUNITY ENERGY FACILITIES’ TARIFFS**

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#### **TO: ALL CUSTOMERS OF DELMARVA POWER & LIGHT COMPANY**

On May 11, 2022, Delmarva Power & Light Company (“Delmarva” or the “Company”) filed with the Delaware Public Service Commission (the “Commission”) Proposed Community Energy Facilities (“CEF”) tariffs. On October 14, 2022 Delmarva filed Proposed Revised CEF Tariffs for service offerings including:

- (a) New Rider Community Energy Facility Operator (“CEF-O”);
- (b) New Rider Community Energy Facility Administrative Charge (“CEF-AC”);
- (c) New Rider Community Energy Facility Subscriber (“CEF-S”); and
- (d) Proposed Format for Allocation Report

On November 2, 2022, in PSC Order No. 10126, the Commission set forth an intervention and public comment period.

Interested persons may file written comments or objections to the proposed rates and tariff changes ***on or before December 9, 2022***. If you wish to formally participate as a party in this matter, with the right to present evidence and be represented by counsel, you must file with the Commission a written petition asking for leave to intervene in accordance with the requirements of the Commission's Rules of Practice and Procedure (26 Del. Admin. C. § 1001-2.9) ***on or before***

**December 9, 2022.** All written comments, objections, or petitions for leave to intervene should be filed in the DelaFile E-filing system at <https://delafile.delaware.gov> under Docket No. 22-0379 or sent to the Commission's address:

Public Service Commission  
861 Silver Lake Blvd.  
Cannon Bldg., Suite 100  
Dover, DE 19904  
Attn: PSC Docket No. 22-0379

Petitions filed *after the deadline of December 9, 2022*, will not be considered except for good cause shown.

You are invited to review Delmarva's filing and supporting documents to determine how your interests may be affected. You may review documents posted on the Commission's website in the DelaFile E-filing system located at <https://delafile.delaware.gov/> using docket number 22-0379. If you would like to review documents at the Commission's offices, please contact Donna Nickerson at [donna.nickerson@delaware.gov](mailto:donna.nickerson@delaware.gov) to arrange a time for your review.

If you wish to request copies of documents in this matter, please submit a Freedom of Information Act Request Form. This form may be found at <https://delaware.gov/topics/foia>.

There is also a link to the Freedom of Information Act Request Form on the Commission's website at <https://alpha.delaware.gov/foia/?subj=PSC>. The Commission will respond to your request in accordance with the Delaware Freedom of Information Act, 29 *Del. C. ch.* 100.

If you have a disability and wish to participate or to review the materials in this matter, please contact the Commission to discuss any auxiliary aids or services you might need to help you. You may contact the Commission in person, by writing, by telephone (including text telephone), by Internet e-mail, or other means. If you have questions about this matter, you may call the Commission at 1-800-282-8574 (toll-free in Delaware) or (302) 736-7500 (voice and text

telephone). You may also send questions regarding this matter by Internet e-mail addressed to [psc@delaware.gov](mailto:psc@delaware.gov); include "PSC Docket No. 22-0379" as the subject.